

**STATE OF CALIFORNIA
DECISION OF THE
PUBLIC EMPLOYMENT RELATIONS BOARD**



RICARDO PAEZ,

Charging Party,

v.

SEIU LOCAL 790,

Respondent.

Case No. SF-CO-90-M

Administrative Appeal

PERB Order No. Ad-356-M

August 30, 2006

Appearance: Ricardo Paez, on his own behalf.

Before Shek, McKeag and Neuwald, Members.

DECISION

NEUWALD, Member: This case comes before the Public Employment Relations Board (PERB or Board) on appeal by Ricardo Paez (Paez) from the Appeals Assistant's administrative determination that his request for reconsideration of SEIU Local 790 (Paez) (2005) PERB Decision No. 1774-M (SEIU (Paez)) was untimely.

The Board has reviewed the entire record in this matter, including, the administrative appeal filed by Paez. The Board issued SEIU (Paez) on August 10, 2005. PERB Regulation 32410¹ requires a request for reconsideration to be filed with the Board itself within 20 days of service of the final decision. Paez filed his request on April 3, 2006, nearly six months later. As such, his request was untimely. Paez fails to state good cause as to why his motion should be considered. Therefore, Paez motion must be denied as untimely filed.

¹PERB regulations are codified at California Code of Regulations, title 8, section 310001, et seq.

ORDER

The request by Ricardo Paez that the Board reconsider PERB Decision No. 1774-M is hereby DENIED as untimely filed.

Members Shek and McKeag joined in this Decision.